

CERTIFICATE OF MAILING VIA EXPRESS MAIL

PURSUANT TO 37 C.F.R. § 1.10, I HEREBY CERTIFY THAT I HAVE A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL "POST OFFICE TO ADDRESSEE," AND IS ADDRESSED TO:

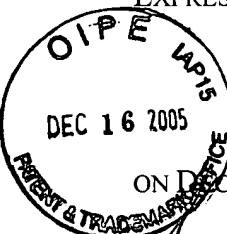
HONORABLE COMMISSIONER FOR PATENTS

MAIL STOP: AMENDMENT

P.O. Box 1450

ALEXANDRIA, VA 22313-1450

ON DECEMBER 16, 2005.



 12.16.2005  
SUSAN D. JONES

12.16.2005  
DATE OF MAILING

EV777393909US  
EXPRESS MAIL LABEL

U.S.S.N.:

10/774,240

FILING DATE:

FEBRUARY 6, 2004

APPLICANT:

RICHARD E. WAITKUS, JR.

GROUP ART UNIT:

2857

EXAMINER:

TUNG S. LAU

ATTORNEY DOCKET No.

016093.0118

TITLE:

"SYSTEMS AND METHODS FOR MATERIAL MANAGEMENT"

INCLUDED IN THIS MAILING FOR THE ABOVE-REFERENCED PATENT APPLICATION ARE:

1. RESPONSE TO FINAL OFFICE ACTION MAILED SEPTEMBER 16, 2005; AND
2. RETURN RECEIPT POSTCARD ACKNOWLEDGING RECEIPT OF THE ABOVE-IDENTIFIED ITEM.

ATTORNEY CONTACT:

BRADLEY S. BOWLING

REG. NO. 52,641

BAKER BOTTs L.L.P. (023640)

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DIRECT FACSIMILE: 713.229.7702

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PTO CUSTOMER ID

023640



EV 7773939095

**Mailing Label**  
Label 11-F, April 2004



UNITED STATES POSTAL SERVICE®

Post Office To Addressee

ORIGIN (POSTAL SERVICE USE ONLY)		
PO ZIP Code	Day of Delivery	Postage
	<input type="checkbox"/> Next <input type="checkbox"/> 2nd <input type="checkbox"/> 2nd Del. Day	\$
Date Accepted	Scheduled Date of Delivery	Return Receipt Fee
Mo. Day Year	Month Day	\$
Time Accepted	Scheduled Time of Delivery	COD Fee Insurance Fee
<input type="checkbox"/> AM <input type="checkbox"/> PM	<input type="checkbox"/> Noon <input type="checkbox"/> 3 PM	\$ \$
Flat Rate <input type="checkbox"/> or Weight	Military	Total Postage & Fees
lbs. ozs.	<input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	\$
Int'l Alpha Country Code		Acceptance Email Initials <b>OPE</b>

PRESS HARD. YOU ARE MAKING COPIES.

DELIVERY (POSTAL USE ONLY)		
Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
Delivery Date	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Mo. Day		
<input type="checkbox"/> <b>WAIVER OF SIGNATURE (Domestic Mail Only)</b> Additional merchandise insurance is void if waiver of signature is requested. I wish delivery to be made without obtaining signature of addressee or addressee's agent if delivery employee judges that article can be left in secure location and I authorize that delivery employee's signature constitutes valid proof of delivery.		
<input type="checkbox"/> <b>NO DELIVERY</b> <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday		Customer Signature

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Express Mail Corporate Acct. No.		
FROM: (PLEASE PRINT)	TO: (PLEASE PRINT)	
Bradley S. Bowling - BAKER BOTTS LLP ONE SHELL PLAZA 910 LOUISIANA ST HOUSTON	800 786-9199 MAIL STOP Amendment COMMISSIONER FOR PATENTS PO BOX 1450 ALEXANDRIA VA 22313-1450	
PHONE: 713.229.802	PHONE: ( )	
TX 77002-4995	TX 77002-4995	
L 016093. 0118		

FOR PICKUP OR TRACKING: Visit [WWW.usps.com](http://WWW.usps.com) or Call 1-800-222-1811

Papers filed herewith on: **12.16.2005**  
 DOCKET NO.: **016093. 0118**  
 ATTY/SEC.: **BSE/ef**  
 APPLICANT(S): **Wainkoff, et al.**  
 USN: **10/174,240** FILED: **02.06.2004**  
 PAT NO.: **N/A**

New Application with Transmittal Letter  
 Utility  Design  CIP  Provisional  
 Filing Under 37 CFR 1.53(b)  CONT  DIV  
 Filing Under 37 CFR 1.114(RCE)  
 Filing Under 37 CFR 1.53(d) (CPA)

Specification Consisting of: \_\_\_\_\_ pages  
 Declaration  
 Power of Attorney  
 Assignment / Cover Letter  
 Letter to Official Draftsman  
 Drawings \_\_\_\_\_ Sheets  Formal  Informal  Red-ink  
 Priority Document(s)  
 Amendment:  
 Transmit Ltr  Large Entity  Small Entity  
 Response **To** **Filed 0A mailed 9.16.05**  
 Information Disc'l Stmt. PTO-1449(s) \_\_\_\_\_ ref(s)  
 Notice of Appeal  
 Issue Fee Transmittal  
 FEES:  
 Other: \_\_\_\_\_

Receipt is hereby acknowledged of the papers filed as indicated in connection with the above identified case. COMMISSIONER FOR PATENTS

Due Date: **12.16.2005**

Express Mail Label

**EV 7773939095****BEST AVAILABLE COPY**

12-19-05

AF

JLW

Appl. No. 10/774,240

Reply to Final Office Action of September 16, 2005

EV777393909US



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: § Group Art No. 2857  
Richard E. Waitkus, Jr. §  
Serial No.: 10/774,240 § Examiner: Tung S. Lau  
Filed: February 6, 2004 §  
For: Systems and Methods for Material §  
Management § Atty Docket No.: 016093.0118

RESPONSE UNDER 37 C.F.R. §1.111 TO  
FINAL OFFICE ACTION MAILED SEPTEMBER 16, 2005

MAIL STOP AMENDMENT  
Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING VIA EXPRESS MAIL	
PURSUANT TO 37 C.F.R. § 1.10, I HEREBY CERTIFY THAT I HAVE INFORMATION AND A REASONABLE BASIS FOR BELIEF THAT THIS CORRESPONDENCE WILL BE DEPOSITED AS EXPRESS MAIL POST OFFICE TO ADDRESSEE WITH THE UNITED STATES POSTAL SERVICE ON THE DATE INDICATED BELOW, AND IS ADDRESSED TO:	
MAIL STOP AMENDMENT HONORABLE COMMISSIONER FOR PATENTS P.O. BOX 1450 ALEXANDRIA, VA 22313-1450.	
Susan D. Jones SUSAN D. JONES	12.16.2005 DECEMBER 16, 2005
EXPRESS MAIL LABEL: EV777393909US DATE OF MAILING: December 16, 2005	

Dear Sir:

In response to the Final Office Action mailed September 16 2005, Applicants respectfully request reconsideration of the rejections set forth in the Office Action. The three-month shorted statutory period expires on September 16, 2005, therefore this Response is timely filed.

**Amendments to the Claims** are reflected in the "Listing of Claims," which begins on page 3 of this Response.

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**Remarks** begin on page 10 of this Response.